



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.:

10/787,159

Filing Date:

February 27, 2004

Applicant:

Jin Yong KIM et al.

Group Art Unit:

2627

Examiner:

Ali Neyzari

Title:

HIGH-DENSITY RECORDING MEDIUM AND METHOD AND

APPARATUS FOR CONTROLLING DATA PLAYBACK

**THEREOF** 

Attorney Docket:

1740-000088/US

Customer Service Window Randolph Building 401 Dulany Street Alexandria, VA 22314 Mail Stop Amendment October 1, 2008

## INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, Applicant hereby submits an Information Disclosure Statement for consideration by the Examiner.

## I. LIST OF PATENTS, PUBLICATIONS, AND OTHER INFORMATION

The patents, publications and other information submitted for consideration by the Office (except unpublished U.S. patent applications) are listed on Form PTO-1449 attached hereto.

## II. COPIES

A. Submitted herewith is a legible copy of (i) each foreign patent; (ii) each
publication or that portion which caused it to be listed, other than U.S. patents and U.S.
patent application publications unless required by the Office; (iii) for each cited
pending unpublished U.S. application listed below in Section IV, the application
specification including the claims, and any drawing of the application, or that portion of
the application which caused it to be listed including any claims directed to that portion;
and (iv) all other information or that portion which caused it to be listed.

B. Any	patents,	publications	or	other	informat	ion v	which	are	listed	on	Form
PTO-1449 o	r on the	copies of For	m	PTO-8	92, but w	hich	are no	ot en	closed	her	ewith,

were previously cited by or submitted to the PTO in one of the following applications which has been relied upon for an earlier filing date under 35 U.S.C. § 120:

U.S. Serial Number	U.S. Filing Date						
of the U.S. patents or U.S. patent applic attached Form PTO-1449 are enclosed	vis being filed after June 30, 2003, no copies ation publications which are listed on the pursuant to the waiver of 37 C.F.R. ments or non-patent literature listed on the ewith.						
D. This is a PCT application in the entry of the National Phase in the United States. A copy of the International Search Report is attached for the Examiner's information. The documents listed on the International Search Report are listed on the attached Form PTO-1449 for consideration by the Examiner and for listing on any patent resulting from this application. Since the International Search Report was from the US, EPO, or JPO search authorities, copies of these references should have been supplied to the USPTO under the trilateral agreement and are believed to be in the file of the above-identified application. (MPEP 1893.03(g))							
CONCISE EXPLANATION OF THE REI	LEVANCE (check at least one box)						
A. Except as may be indicated below in (B), all of the patents, publications or other information are in the English language (concise explanation not required).							
B. \(\sum A\) concise explanation of the relevance of each patent, publication or other information listed that is not in the English language is as follows (see 37 C.F.R. \§ 1.98(a)(3)):							
<ol> <li>See the attached foreign patent office communication from a counterpart foreign application: Office Action for corresponding Japanese patent application no. 2004-530648 dated August 29, 2008.</li> <li>English abstracts are provided for: Japanese patent publication nos. 04-232664, 10-188361, 11-213532, 11-338956, 2000-132903, 2001-243636, and 61-208676.</li> <li>Other:</li> </ol>							
C. The following additional inforconsideration.	mation is provided for the Examiner's						
CROSS REFERENCE TO RELATED APPLICATION(S)							
A. The Examiner is advised that the following co-pending application(s) contain(s)							

subject matter that may be related to the present application. By bringing this(these) application(s) to the Examiner's attention, Applicant(s) does(do) not waive the

confidentiality provisions of 35 U.S.C. § 122.

III.

IV.

Serial No.

Filing Date

Art Unit

	V.	THIS	IDS	IS	<b>BEING</b>	<b>FILED</b>	UNDER
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A. 🔲 3	37 C.F.R. § 1.97(b): (check <u>only</u> one box)				
	1. within three months of the filing date of a national application other than a continued prosecution application under 37 C.F.R. § 1.53(d) (37 C.F.R. § 1.97(b)(1)). No fee or certification is required.				
	2.  within three months of the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in an international application (37 C.F.R. § 1.97(b)(2)). No fee or certification is required.				
	3. before the mailing of a first Office Action on the merits (37 C.F.R. § 1.97(b)(3)). No fee or certification is required. In the event that a first Office Action on the merits has been issued, please consider this IDS under 37 C.F.R. § 1.97(c) and see the certification under 37 C.F.R. § 1.97(e) below; or, if no certification has been made, charge our deposit account a fee in the amount of \$180.00 as required by 37 C.F.R. § 1.17(p).				
	4.  before the mailing of a first Office Action after the filing of a request for continued examination under 37 C.F.R. § 1.114. No fee or certification is required.				
В. 🖂 3	7 C.F.R. § 1.97(c): (check <u>only</u> one box)				
	before the mailing date of either any Final Office Action under 37 C.F.R. § 1.113, a Notice of Allowance under 37 C.F.R. § 1.311, or an action that otherwise closes prosecution.				
	1. No certification; therefore, a fee in the amount of \$180.00 is required by 37 C.F.R. § 1.17(p).				
	2. See the certification below. No fee is required.				
C. 37 C.F.R. § 1.97(d):					
	after the mailing date of either a Final Office Action under 37 C.F.R. § 1.113 or a Notice of Allowance under 37 C.F.R. § 1.311, yet on or before payment of the issue fee.				

	1.  See the certification below. A fee in the amount of \$180.00 is required by 37 C.F.R. § 1.17(p).
VI.	CERTIFICATION UNDER 37 C.F.R. § 1.97(e): (check only one box)
	The undersigned hereby certifies that:
	A. \( \subseteq \) each item of information contained in this IDS was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS (See 37 C.F.R. \( \) 1.97(e)(1)). See further statement under 37 C.F.R. \( \) 1.704(d) below in section VII, if applicable; or
	B no item of information contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this IDS was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this IDS (See 37 C.F.R. § 1.97(e)(2)).
	C. Some of the items of information were first cited in a communication from a foreign patent office. As to this information, the undersigned hereby certifies that each item of information contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS. As to the remaining information, the undersigned hereby certifies that no item of this remaining information contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this IDS was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this IDS.
VII.	STATEMENT UNDER 37 C.F.R. § 1.704(d)
	The undersigned hereby states that:
	each item of information contained in this IDS was cited in a communication from a patent office in a counterpart application and this communication was not received by dividual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of this

A. \( \sum \) No fee is believed to be due in light of the above-noted status or above-provided certification.

VIII. PAYMENT OF FEES (check only one box)

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В. 🗀	A check	c in the amount of \$180	0.00 is er	nclosed for the above-identified fee.					
	C. Please charge Deposit Account No. 08-0750 in the amount of \$180.00 for the above-indicated fee. A duplicate copy of this paper is attached.								
admission th or which wo ordinary ski	The above references are being cited only in the interest of candor and without any admission that they constitute statutory prior art, contain matter which anticipates the invention, or which would render the same obvious, either singly or in combination, to a person of ordinary skill in the art. Furthermore, this Information Disclosure Statement shall not be construed as a representation that a search has been made.								
requested to	consider		oper rule	filed under the wrong rule, the PTO is (with a petition if necessary) and charge					
		any additional fees of apposit Account No. 08-		any overpayment pursuant to 37 C.F.R.					
			Respect	tfully submitted,					
			HARN	ESS, DICKEY, & PIERCE, P.L.C.					
				Terry L. Clark, Reg. No. 32,644 P.O. Box 8910 Reston, Virginia 20195 (703) 668-8000					
TLC/PXL:ea	ab								
Enclosures:		Form PTO-1449 (1 sh Documents Japanese Office Actio Fee Other:							